

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

CHARLESTON DIVISION

IN RE: ETHICON, INC.

PELVIC REPAIR SYSTEMS

PRODUCTS LIABILITY LITIGATION

MDL NO. 2327

THIS DOCUMENT RELATES TO THE CASE(S)
ON THE EXHIBIT ATTACHED HERETO.

**ORDER TO DISMISS DEFENDANTS WITHOUT PREJUDICE
(PURSUANT TO PTO NO. 293 AS AMENDED BY PTO NO. 298 – NON-REVISION
GYNECARE PRODUCTS)**

Pursuant to Pretrial Order No. 293 as Amended by PTO No. 298 (hereinafter collectively referred to as the “Non-Revision PTOs”), the plaintiffs (and all derivative plaintiffs), listed on the attached Exhibit A have agreed to dismiss Ethicon, Inc., Johnson & Johnson and Ethicon, LLC¹ (hereinafter referred to as the “Ethicon defendants”) without prejudice. The plaintiffs listed on the attached Exhibit A have filed an Election Form electing to “[d]ismiss [their] presently pending case without prejudice subject to the waiver provisions” in the Non-Revision PTOs. **For the cases listed on the attached exhibit, dismissal without prejudice applies to the Ethicon defendants only.**

The court **ORDERS** that the Ethicon defendants are **DISMISSED WITHOUT PREJUDICE** pursuant to the provisions of the Non-Revision PTOs and, in any case on Exhibit A where the Ethicon defendants are the only remaining defendants, the case is **STRICKEN** from

¹ As used herein, “Ethicon Defendants” refers collectively to Johnson & Johnson, Ethicon LLC, Ethicon, Inc., as well as any of its former or present parent companies, subsidiaries, affiliated companies, directors, officers, design surgeons, employees, distributors, detail representatives named in an action pending in MDL No. 2327.

the active docket. The court further **ORDERS** that for any case listed on Exhibit A that resides in the Ethicon MDL and names other MDL defendants other than the Ethicon defendants, plaintiffs shall file a Motion to Transfer MDLs within **four (4) weeks** of the entry of this Order.

The court **DIRECTS** the Clerk to file a copy of this order in MDL No. 2327 and in each case listed on the attached Exhibit, and to send a copy of this Order to counsel of record and any unrepresented party. The Clerk is further **DIRECTED** to link this Order to the Proposed Order to Dismiss filed at ECF No. 6499.

ENTER: August 6, 2018



JOSEPH R. GOODWIN
UNITED STATES DISTRICT JUDGE

Exhibit A

Cazares	2:16-cv-00601
Hall	2:16-cv-00627
Oetting	2:16-cv-00636
Bake	2:16-cv-00715
Anthony	2:16-cv-00730
Geroulo	2:16-cv-00760
Goldsmith	2:16-cv-00765
Wallace	2:16-cv-00767
Johnson	2:16-cv-00795
Austin	2:16-cv-00803
Murray	2:16-cv-00807
Klein	2:16-cv-00820
Balverde	2:16-cv-00835
Hernstrom	2:16-cv-00844
McClure	2:16-cv-00875
Glenewinkel	2:16-cv-00946
St. John	2:16-cv-00949
Mimna	2:16-cv-00960
Griffin-Clay	2:16-cv-01045
Hartman	2:16-cv-01053
Arnold	2:16-cv-01055
Swartz	2:16-cv-01109
Havican	2:16-cv-01147
Choate	2:16-cv-01203
Huskey	2:16-cv-01212
Musso	2:16-cv-01270
Chandler	2:16-cv-01276
Casias	2:16-cv-01278
Rand	2:16-cv-01301
Deweese	2:16-cv-01307
Perry	2:16-cv-01312
Jones	2:16-cv-01316
Lazov	2:16-cv-01317
King	2:16-cv-01321
Jones	2:16-cv-01323
Kinler	2:16-cv-01324
Gumson	2:16-cv-01325
Sester	2:16-cv-01336
Howard	2:16-cv-01337

Phelps	2:16-cv-01338
Morris	2:16-cv-01342
Hilton	2:16-cv-01346
Smith	2:16-cv-01350
Chaney	2:16-cv-01352
Martinez	2:16-cv-01359
Valle	2:16-cv-01361
Hallberg	2:16-cv-01384
Hester	2:16-cv-01392
Carpenter	2:16-cv-01394
Holman	2:16-cv-01396
Collado	2:16-cv-01398
Allee	2:16-cv-01400
Waldron	2:16-cv-01401
Smith	2:16-cv-01403
Larabee	2:16-cv-01426
McClain	2:16-cv-01473
Oldre	2:16-cv-01505
Smith	2:16-cv-01509
Apolinar	2:16-cv-01512
Ayres	2:16-cv-01513
Folton	2:16-cv-01522
Babu	2:16-cv-01532
Barresi	2:16-cv-01533
Beaulieu	2:16-cv-01534
Bellor	2:16-cv-01535
Beneke	2:16-cv-01536
Berck	2:16-cv-01537
Satterfield	2:16-cv-01539
Van Mil	2:16-cv-01540
Webb	2:16-cv-01543
Wempren	2:16-cv-01544
Pulliam	2:16-cv-01550
Torres	2:16-cv-01572
Bianco	2:16-cv-01573
Black	2:16-cv-01574
Bloomfield	2:16-cv-01575
Brogan	2:16-cv-01577
Cable-Finley	2:16-cv-01579
Carnahan	2:16-cv-01585
Aviles	2:16-cv-01587

Carten-Crandall	2:16-cv-01589
Gabriel	2:16-cv-01593
Stevens	2:16-cv-01602
Parrish	2:16-cv-01608
Mozingo	2:16-cv-01620
Lee	2:16-cv-01621
Chagoya	2:16-cv-01625
Cooper	2:16-cv-01630
Creasy	2:16-cv-01633
Damron	2:16-cv-01634
Demont	2:16-cv-01635
Scott	2:16-cv-01638
Spradlin	2:16-cv-01640
Skodocek	2:16-cv-01641
Walls	2:16-cv-01649
Hunter	2:16-cv-01650
Rounds	2:16-cv-01653
Platt	2:16-cv-01655
Parrish	2:16-cv-01656
Peel	2:16-cv-01657
Owens	2:16-cv-01658
Outlaw	2:16-cv-01661
Ott	2:16-cv-01662
Diamond	2:16-cv-01663
Doss	2:16-cv-01664
Doucette	2:16-cv-01665
Dunlap	2:16-cv-01666
Durfey	2:16-cv-01667
Ebersole	2:16-cv-01711
Frederick	2:16-cv-01712
Fuller	2:16-cv-01714
Gibson	2:16-cv-01715
Gossage	2:16-cv-01717
Olsen	2:16-cv-01718
Mobley	2:16-cv-01720
Johns	2:16-cv-01723
Murray	2:16-cv-01729
Frisbie	2:16-cv-01736
Haag	2:16-cv-01738
Hamrick	2:16-cv-01742
Harkey	2:16-cv-01743

Harvey	2:16-cv-01745
Hege	2:16-cv-01746
Hill	2:16-cv-01747
Mogensen	2:16-cv-01748
Kleinrath	2:16-cv-01766
Holmes	2:16-cv-01773
Johnson	2:16-cv-01776
Jones	2:16-cv-01778
Murdock	2:16-cv-01780
Wilkes	2:16-cv-01783
Poepping	2:16-cv-01791
Klingel	2:16-cv-01795
Wilson	2:16-cv-01796
McFearin	2:16-cv-01799
Masias	2:16-cv-01820
McGregor	2:16-cv-01821
Sirr	2:16-cv-01845
Langstaff	2:16-cv-01846
Larsen	2:16-cv-01847
LaRue	2:16-cv-01848
Lescarbeau	2:16-cv-01849
Neumann	2:16-cv-01862
Plemmons	2:16-cv-01875
Hamson	2:16-cv-01876
Brandon	2:16-cv-01881
Hahn	2:16-cv-01882
Anaya	2:16-cv-01894
Castillo	2:16-cv-01895
Mortrud	2:16-cv-01896
Dyson	2:16-cv-01909
Gass	2:16-cv-01913
Layton	2:16-cv-01923
White	2:16-cv-01937
Thomas	2:16-cv-01955
Hoang	2:16-cv-01959
Henry	2:16-cv-02002
Negron	2:16-cv-02007
Garcia	2:16-cv-02013
Santana	2:16-cv-02017
Thomas	2:16-cv-02074
Potts	2:16-cv-02076

Orea	2:16-cv-02077
Kirkland	2:16-cv-02078
Rosso	2:16-cv-02092
Smith	2:16-cv-02093
Darring	2:16-cv-02109
Chavez	2:16-cv-02115
Soliz	2:16-cv-02161
Wehrwein	2:16-cv-02179
Graham	2:16-cv-02217
Rachford	2:16-cv-02234
Hildebrand	2:16-cv-02245
Ellison	2:16-cv-02254
Schonborg	2:16-cv-02264
Southworth	2:16-cv-02265
Ferren	2:16-cv-02282
Birmingham	2:16-cv-02287
Bowman	2:16-cv-02288
Bryan	2:16-cv-02291
Marquez	2:16-cv-02300
Meyer	2:16-cv-02302
Stewart	2:16-cv-02304
Miller	2:16-cv-02311
Olguin-Colon	2:16-cv-02314
Eidmann	2:16-cv-02318
Ramirez	2:16-cv-02319
Conley	2:16-cv-02320
Robinette	2:16-cv-02321
Rucker	2:16-cv-02324
Soto	2:16-cv-02329
Gilbert	2:16-cv-02335
Heley	2:16-cv-02355
McCloud	2:16-cv-02360
Davila	2:16-cv-02363
Jamar	2:16-cv-02366
Hensley	2:16-cv-02393
Neal	2:16-cv-02426
Ali	2:16-cv-02440
Terrio	2:16-cv-02483
Bailey	2:16-cv-02501
Matheys	2:16-cv-02513
Krichmar	2:16-cv-02523

Russell	2:16-cv-02533
Gillette	2:16-cv-02548
Brannan	2:16-cv-02551
Kreber	2:16-cv-02553
Kovalovich	2:16-cv-02568
Bryant	2:16-cv-02615
Freed	2:16-cv-02617
Hanks	2:16-cv-02622
Haroth	2:16-cv-02624
Chinault	2:16-cv-02663
Cross	2:16-cv-02665
Devineaux	2:16-cv-02666
Ferreira	2:16-cv-02669
Gordon	2:16-cv-02670
Grabusnik	2:16-cv-02671
Trowbridge	2:16-cv-02690
Staples	2:16-cv-02697
Clark	2:16-cv-02698
Paniagua	2:16-cv-02699
Colon	2:16-cv-02700
Crapo	2:16-cv-02708
Lanoue	2:16-cv-02712
Johnson	2:16-cv-02760
Scalf	2:16-cv-02765
Williams	2:16-cv-02801
Duran	2:16-cv-02802
Christensen	2:16-cv-02835
Longo	2:16-cv-02839
Mueller	2:16-cv-02854
Doherty	2:16-cv-02881
Trainor	2:16-cv-02928
Steinberg	2:16-cv-02940
Dean	2:16-cv-02960
Smith	2:16-cv-02988
Lock	2:16-cv-03054
Koster	2:16-cv-03093
Inge	2:16-cv-03132
McDaniel	2:16-cv-03141
White	2:16-cv-03231
Peden	2:16-cv-03232
Stallard	2:16-cv-03233

Tucker	2:16-cv-03234
Belmar	2:16-cv-03238
Bowling	2:16-cv-03239
Ogle	2:16-cv-03241
Anagnostou	2:16-cv-03242
Hegge	2:16-cv-03245
Brobst	2:16-cv-03249
Schilling	2:16-cv-03256
Jones	2:16-cv-03259
John	2:16-cv-03262
Ramsey	2:16-cv-03263
Gill	2:16-cv-03264
White	2:16-cv-03269
Chandler	2:16-cv-03274
Mellenthin	2:16-cv-03276
Dick	2:16-cv-03277
Bayles	2:16-cv-03278
Angenendt	2:16-cv-03279
McNair	2:16-cv-03284
Powell	2:16-cv-03287
Fano	2:16-cv-03292
Stone	2:16-cv-03294
Franke	2:16-cv-03295
Crewell	2:16-cv-03296
Johnson	2:16-cv-03299
Lawson	2:16-cv-03330
Ramirez	2:16-cv-03331
Bufano	2:16-cv-03333
Roberts	2:16-cv-03334
Stevens	2:16-cv-03337
LaGasse	2:16-cv-03340
Christmas	2:16-cv-03341
Conder	2:16-cv-03342
Laatsch	2:16-cv-03346
Thrall	2:16-cv-03356
Fuller	2:16-cv-03357
Lewis	2:16-cv-03360
Ade	2:16-cv-03363
Ward	2:16-cv-03366
Rosete	2:16-cv-03371
Bacon	2:16-cv-03372

Shaw	2:16-cv-03375
Peach	2:16-cv-03376
Morris	2:16-cv-03382
Dubner	2:16-cv-03383
Manasa	2:16-cv-03386
Leigh	2:16-cv-03389
Brown	2:16-cv-03390
Barker	2:16-cv-03392
Huckaby	2:16-cv-03393
Starha	2:16-cv-03394
Polanco	2:16-cv-03395
Stoufer	2:16-cv-03397
Johnson	2:16-cv-03400
Culotta	2:16-cv-03405
Johnson	2:16-cv-03406
Dollars	2:16-cv-03431
Linderman	2:16-cv-03434
Yarbrough	2:16-cv-03435
Schneider	2:16-cv-03441
Wiseman	2:16-cv-03443
Bailey	2:16-cv-03444
Grismer	2:16-cv-03445
Elder	2:16-cv-03447
Alarcon	2:16-cv-03450
Hatley	2:16-cv-03451
Latalladi	2:16-cv-03452
Ver Hulst	2:16-cv-03453
Andrade	2:16-cv-03454
Frew	2:16-cv-03459
Rickelmann	2:16-cv-03460
Hakanson	2:16-cv-03465
Straley	2:16-cv-03467
Cassidy	2:16-cv-03475
Adams	2:16-cv-03478
Whitaker	2:16-cv-03479
Condon	2:16-cv-03483
Harvey	2:16-cv-03486
Bishop	2:16-cv-03488
Stringari	2:16-cv-03496
Crawford	2:16-cv-03511
Jenkins	2:16-cv-03516

Hunter	2:16-cv-03519
Priest	2:16-cv-03520
Foster	2:16-cv-03521
Elliott	2:16-cv-03522
Clemente	2:16-cv-03525
Barber	2:16-cv-03533
DeMartino	2:16-cv-03535
Kirby	2:16-cv-03536
Brito	2:16-cv-03537
Doliber	2:16-cv-03538
Van Boskerck	2:16-cv-03539
Bartley-Collins	2:16-cv-03542
Marszalkowski	2:16-cv-03550
McIntosh	2:16-cv-03560
Craze	2:16-cv-03561
Smith	2:16-cv-03564
Friedman	2:16-cv-03565
Carter	2:16-cv-03574
Hill	2:16-cv-03585
Fowler	2:16-cv-03652
Frey	2:16-cv-03680
Miller	2:16-cv-03681
Standafer	2:16-cv-03685
Cilento	2:16-cv-03687
Starnes	2:16-cv-03725
Manders	2:16-cv-03744
Tarter	2:16-cv-03767
Brock	2:16-cv-03803
Byrd	2:16-cv-03804
Hill	2:16-cv-03806
Monaco	2:16-cv-03833
Cole	2:16-cv-03843
Burns	2:16-cv-03845
Dlouhy	2:16-cv-03885
Cousins	2:16-cv-03900
Corpening	2:16-cv-03909
Walter	2:16-cv-03914
Christensen	2:16-cv-03917
Payne	2:16-cv-03931
Cates	2:16-cv-03932
Borill	2:16-cv-03944

Heptinshall	2:16-cv-03945
Rankin	2:16-cv-03951
Azore	2:16-cv-03977
Edmondson	2:16-cv-04012
Cleaver-Parmley	2:16-cv-04072
Beck	2:16-cv-04075
Ferree	2:16-cv-04077
Coleman	2:16-cv-04079
Flores	2:16-cv-04137
Rhodes	2:16-cv-04153
Meyer	2:16-cv-04178
Foley	2:16-cv-04181
Pierce	2:16-cv-04187
Skelton	2:16-cv-04209
Baker	2:16-cv-04218
Hurst	2:16-cv-04223
Husband	2:16-cv-04228
Ruybal	2:16-cv-04245
Lewis	2:16-cv-04270
Ervin	2:16-cv-04285
Baker	2:16-cv-04287
Blackford	2:16-cv-04288
Chesser	2:16-cv-04289
Boatright	2:16-cv-04377
Durst	2:16-cv-04423
Whitney	2:16-cv-04465
Ogle	2:16-cv-04627
Morris	2:16-cv-04632
Mortimer	2:16-cv-04633
Wickline	2:16-cv-04640
Patterson	2:16-cv-04644
Russell	2:16-cv-04645
Spoonemore	2:16-cv-04647
Davis	2:16-cv-04678
Rice	2:16-cv-04681
Gerdts	2:16-cv-04840
Pritzker	2:16-cv-04866
Harper	2:16-cv-04895
Tucker	2:16-cv-04922
Smith	2:16-cv-04954
Roberson	2:16-cv-04958

Payne	2:16-cv-04960
Rose	2:16-cv-04999
Freeman	2:16-cv-05035
Smith	2:16-cv-05099
Hill	2:16-cv-05181
Mayer	2:16-cv-05182
Ferrari-Halfhill	2:16-cv-05225
DeBose	2:16-cv-05228
Johnson	2:16-cv-05275
Riley-Catlett	2:16-cv-05344
Sorum	2:16-cv-05393
Thompson	2:16-cv-05396
Watson	2:16-cv-05398
Gorr	2:16-cv-05399
Allwell	2:16-cv-05408
Blanco	2:16-cv-05412
Muschek	2:16-cv-05416
Summers	2:16-cv-05453
Madison	2:16-cv-05491
Tartaglia	2:16-cv-05513
Philpott	2:16-cv-05550
Adams	2:16-cv-05643
Buhrmester	2:16-cv-05704
Martinez	2:16-cv-05740
Burke	2:16-cv-05840
Foster	2:16-cv-05841
Cloney	2:16-cv-05891
Stepp	2:16-cv-05965
Victorian	2:16-cv-06081
Short	2:16-cv-06108
Snedden	2:16-cv-06136
Trillo	2:16-cv-06138
Barrows	2:16-cv-06143
Rapa	2:16-cv-06146
Willis	2:16-cv-06147
Tripp	2:16-cv-06154
Jones	2:16-cv-06175
Gallagher	2:16-cv-06177
Elrod	2:16-cv-06208
Brizendine	2:16-cv-06242
Pagacz	2:16-cv-06246

Richardson	2:16-cv-06248
Rodenberg	2:16-cv-06250
Bryant	2:16-cv-06256
Bobbitt	2:16-cv-06261
Johnson	2:16-cv-06263
Taylor-Pierce	2:16-cv-06264
Seals	2:16-cv-06296
Shattuck	2:16-cv-06327
McFarland	2:16-cv-06375
Benoit	2:16-cv-06455
Hewett	2:16-cv-06456
Johnson	2:16-cv-06460
Salazar	2:16-cv-06470
Figuly	2:16-cv-06531
Moore	2:16-cv-06532
Mayo	2:16-cv-06535
Ahlders	2:16-cv-06537
Ballard	2:16-cv-06568
Supencheck	2:16-cv-06585
Johnson	2:16-cv-06604
Ryan	2:16-cv-06628
Kus	2:16-cv-06633
Williams	2:16-cv-06634
Galyon	2:16-cv-06659
Holland	2:16-cv-06672
Likins	2:16-cv-06683
Johnson	2:16-cv-06692
Watson	2:16-cv-06693
Chapman	2:16-cv-06706
Brady	2:16-cv-06713
Wiese	2:16-cv-06768
Keller	2:16-cv-06778
Herbison	2:16-cv-06786
Willocks	2:16-cv-06804
Roseman	2:16-cv-06812
Babb	2:16-cv-06941
Baumgartner	2:16-cv-06949
Beck	2:16-cv-06951
White	2:16-cv-06961
Bennett	2:16-cv-06982
Elmore	2:16-cv-07095

Lesones	2:16-cv-07127
Tarape	2:16-cv-07169
Peabody	2:16-cv-07211
Quinnell	2:16-cv-07233
Carreno	2:16-cv-07235